

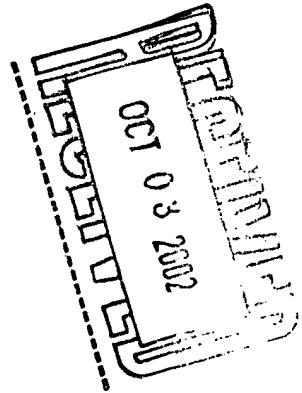
#2  
BTPatent  
Attorney's Docket No. 0023-0040

10-4-02

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
Brian GAUDET ) Group Art Unit: 2661  
Application No.: 09/966,094 ) Examiner: Unassigned  
Filed: October 1, 2001 )  
For: SCALEABLE GAP INSERTION )  
IN A DATA LINK )

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INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

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Commissioner of Patent and Trademarks  
Washington, D.C. 20231

Sir:

Enclosed is an Information Disclosure Statement and accompanying form PTO-1449 for the above-identified patent application.

- No additional fee for submission of the IDS is required.
- The fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- A certification under 37 C.F.R. § 1.97(e) is also enclosed.
- Charge \$ \_\_\_\_\_ to Deposit Account No. 50-1070 for the fee due.
- A check in the amount of \$ \_\_\_\_\_ is enclosed for the fee due.

Information Disclosure Statement Transmittal Letter  
Application Serial No. 09/966,094  
Attorney's Docket No. 0023-0040  
Page 2

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1070.

Respectfully submitted,

HARRITY & SNYDER, L.L.P.



26615  
PATENT TRADEMARK OFFICE

By:



Brian E. Ledell  
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(571) 432-0800

Date: September 24, 2002



Patent  
Attorney's Docket No. 0023-0040

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**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Commissioner of Patent and Trademarks  
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant(s) bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action in the above-referenced application. As such, no certification or fee is required. Copies of the listed documents are attached.

Applicant(s) respectfully request(s) that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Information Disclosure Statement Under 37 C.F.R. § 1.97(b)  
Application Serial No. 09/966,094  
Attorney's Docket No. 0023-0040  
Page 2

If any copending application(s) is/are cited on the attached PTO 1449, the Examiner's attention is directed to the foregoing application(s) in compliance with § 2001.06(b) of the Manual of Patent Examining Procedure. By identifying the copending application(s), the assignee and/or applicant of the application(s) do not waive confidentiality of the application(s). Accordingly, the U.S. Patent and Trademark Office is requested to maintain the confidentiality of the copending application(s) under 35 U.S.C. § 122.

This submission does not represent that a search has been made and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant(s) determine(s) that the cited document(s) do not constitute "prior art" under United States law, Applicant(s) reserve(s) the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Information Disclosure Statement Under 37 C.F.R. § 1.97(b)  
Application Serial No. 09/966,094  
Attorney's Docket No. 0023-0040  
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If there is any fee due in connection with the filing of this Statement, please charge the  
fee to our Deposit Account No. 50-1070.

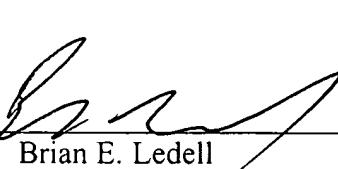
Respectfully submitted,



26615  
PATENT TRADEMARK OFFICE

HARRITY & SNYDER, L.L.P.

By:



A handwritten signature in black ink, appearing to read "BRIAN E. LEDELL".

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Date: September 24, 2002